Memorandum of Understanding for
S2I4 HMCs
Guidelines Governing Access and Queries of Data Residing in Business Records FISA

I, _____, acknowledge that I understand the following guidelines regarding use of the Business Records FISA. If I encounter any situations that require clarification of additional guidance I will immediately contact the S2I4 Division Management or the Operations Chief.

Background: The Foreign Intelligence Surveillance Court (FISC) 2 March 2009 ruling concerning NSA use and access of BRFISA data in the pursuit of terrorist connections has resulted in heightened scrutiny of the analytic process. Individuals granted access to BRFISA data must, at present, be qualified to perform HMC functions and comply with the guidelines outlined below. All selectors labeled RAS approved have been subjected to a review and justification process through DOJ and the FISC. Only RAS selectors approved by the Court can be considered for chaining and analysis in ▮▮▮▮▮▮▮*.

The following guidelines apply for access & use of BRF data in light of the FISC ruling:

1. Any selector used to query this database must be RAS-Approved based on justifications provided to the FISC after March 4 2009. The Emphatic Access Restriction (EAR) should prevent any HMC/Analyst from chaining a non-RAS approved selector in ▮▮▮▮▮▮ Immediately inform S2I4 management, Chief of Ops and Division TD is you note an event where the EAR appears to be inoperable. Document the event to the best of your ability.
2. Each HMC/analyst must take great care to ensure that the numbers entered into a query are accurate and reflect the actual number string in the SV provided spreadsheet as RAS approved by the court.
3. The HMC/analyst must immediately report any errors or anomalies made in the query process to S2I41 Branch and S2I4 Division Management.
4. While NSA is authorized to chain 3 hops out from a RAS approved selector, S2I4 HMCs and analysts will limit their chaining to 2 hops out until provided additional guidance.
5. Until a more formal process is established by ADET and SV4, S2I4 Operations Chief and/or Operations Coordinator will administer an oral competency evaluation to ensure guidelines and legal constraints with regards to RAS are understood before an individual is provided access to BR FISA data. SV will observe and record the date and results of that evaluation.
6. Technical solutions have been put in place to segregate data ▮▮▮▮▮▮▮ ▮▮▮▮▮▮▮ ▮▮▮▮▮▮▮ s chaining architecture is designed around many, separate realms or repositories of metadata. Homeland analysts routinely have had access to four metadata repositories. They are SIGINT, ▮▮▮▮▮▮, BRFISA and PR/TT. Homeland analysts have had the ability to choose all

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metadata repositories or various combinations of the four. When performing contact chaining in ████████, the analyst must be aware of the date ranges associated with each metadata realms. This knowledge is necessary to understand the potential source of the information being displayed in the ████████ ████████ tool as the metadata from each realm is fused together at the display output in ████████ The knowledge of the date ranges for each realm is not identified to the user by the ████████ tool; the user needs to know this prior to using the ████████ tool. The date ranges for the four data realms are:

- SIGINT = late 1998 to present day
- ████████████████████
- BRFISA = 24 May 2006 to present day
- PR/TT = ████████ to present day

Effective March 18th, 2009, ████████ has cut off all access to the ████████ metadata realm and all accesses/permissions to this metadata realm has been revoked.

When an HMC opens ████████, turns on the 'FISABR' permission, sets the date range to "All" and performs a contact chain on a RAS-Approved seed selector. They will be provided metadata from the SIGINT realm between Mid-1998 to present and they will be provided metadata from the BRFISA realm between 24 May 2006 to present.

7. Each HMC/analyst must document their findings associated with queries on Court approved RAS approved selectors to indicate:
   - assessed value of contacts
   - data that prompts subsequent reporting or lead information for LE counterparts
   - additional lead data/seed information for the SIGINT system

The compilation of those findings will determine the breadth of additional queries.

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Chief, S2I4/HSAC

_____
Signature/Date

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